

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

This matter is before the Court on the Government's Motion to Withdraw its Motion for Discovery under Rule 6 (ECF No. 195), filed on April 24, 2017.

On June 29, 2016, Defendant filed a 28 U.S.C. § 2255 motion. ECF No. 173. On March 13, 2017, the Court granted the Government’s motion to stay the deadline (ECF No. 185) to respond to Defendant’s § 2255 motion pending Nisha Brooks-Whittington’s motion to withdraw as counsel. On March 23, 2017, the Government filed its motion for discovery under Rule 6 (ECF No. 189) of the Federal Rules governing § 2255 proceedings. On April 4, 2017, Alina M. Shell, Esq. filed her unopposed motion for extension of time to respond to the Government’s request for discovery and the Court granted her motion. *See* ECF Nos. 191, 193.

The Government represents that William Carrico, Esq. and Alina M. Shell, Esq. will voluntarily answer interrogatories by May 31, 2017 and, therefore, the Government withdraws its request for discovery. In addition, the Government requests leave to file its opposition to Defendant's 28 U.S.C. § 2255 motion 30 days from the date that Mr. Carrico and Ms. Shell respond to interrogatories. Accordingly,

**IT IS HEREBY ORDERED** that the Government's Motion to Withdraw its Motion for Discovery under Rule 6 (ECF No. 195) is **granted**.

1           **IT IS FURTHER ORDERED** that the Government shall file its opposition to Defendant's  
2 28 U.S.C. § 2255 Motion by **June 30, 2017**.

3           DATED this 25th day of April, 2017.

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6           GEORGE FOLEY, JR.  
United States Magistrate Judge